

No. 3539-4 Lab-74/12961.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Haryana, Faridabad, in respect of the dispute between the workman and the management of M/s East India Cotton Mfg. Co. Ltd., Faridabad:—

BEFORE SHRI O. P. SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 178 of 1973

Between

SHRI MANOHAR LAL WORKMAN AND THE MANAGEMENT OF M/S EAST INDIA COTTON MFG. CO. LTD., FARIDABAD

Present.—

Shri K. L. Sharma, for the workman.

Shri O. P. Ahuja, for the management.

AWARD

By order No. JD/FD 73/436/41279, dated 15th October, 1973, of the Governor of Haryana the following dispute between the management of M/s East India Cotton Mfg Co. Ltd., Faridabad and its workman Shri Manohar Lal was referred for adjudication to this Tribunal in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947.

Whether the termination of services of Shri Manohar Lal is justified and in order? If not, of what relief is he entitled?

On receipt of the order of reference a number of notices have been given to the workman concerned to put in his statement of claim but no statement of claim has been filed. One of the dates of hearing fixed in the case Shri Hardit Singh, President, Kapra Mills Mazdoor Union, Faridabad, has appeared for this workman but without any letter of authority. On the last date Shri K. L. Sharma had appeared and pressed for a final adjournment to put in the statement of claim which was granted. However, no statement of claim has been filed and Shri Sharma has made his own statement that he had tried to conduct the workman concerned who had gone to his native place in U P. but his whereabouts being not known he is not in a position to put in any statement of claim and to proceed with the case for him. He also does not hold any letter of authority to appear on behalf of the workman concerned in the present proceeding.

In the circumstances, the presumption is irresistible that the workman concerned is not interested in the present proceedings and there is no dispute between the parties. A no dispute award is, therefore given but without any order as to costs.

O. P. SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 357, dated the 15th April, 1974

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

O. P. SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

S. N. BHANOT,

Commissioner for Labour & Employment, &
Secretary to Government, Haryana.